

Appl. No. 10/609,984
Amdt. dated December 22, 2005
Reply to Office action of September 28, 2005

REMARKS/ARGUMENTS

Applicants have received the Office action dated September 28, 2005, in which the Examiner rejected claims 1-12 and 14-28 under 35 U.S.C. § 102(e) as being anticipated by White et al. (U.S. Pat. No. 6,069,890). With this Response, Applicants have amended claims 1, 8, 11, 12, 17, 19, 20 and 25-28, canceled claims 5-7 and 15, and added new claims 30-32. Applicants respectfully submit that the remaining claims as amended are not anticipated by White and are in condition for allowance.

I. CLAIMS 1-4 AND 8-11

With regard to independent claim 1, Applicants have amended the claim to include an interface unit coupled to both the telephone and the device, wherein the interface unit modulates a first radio frequency (RF) carrier and demodulates a second RF carrier, the carriers comprising voice data from and to the telephone, respectively, and wherein the interface unit transmits the first RF carrier across a telephone network system without signaling an off-hook indication on the telephone network. Applicants have further amended the claim to no longer include the limitation of a speech recognition routine (now disclosed within amended dependent claim 8). White thus does not disclose, teach or suggest all of the limitations of claim 1 as amended, and is therefore not anticipated by White. Further, because claim 1 is not anticipated by White, claims 2-4 and 8-11 as amended, each of which depends upon claim 1, are also not anticipated by White. For at least these reasons, Applicants respectfully submit that claims 1-4 and claims 8-11 are in condition for allowance.

Applicants further note that claim 8 discloses a limitation previously in claim 1 that the Examiner rejected as anticipated by White. Specifically, the Examiner contends that White discloses "a speech recognition routine" which the Examiner correlates to the "gateway router 104 [that] includes voice recognition 208 which receives a spoken domain or host name of the called party with which a telephone-to-computer voice communication is established; col. 10, line 53 – col. 11, line 18." Applicants respectfully point out that the Examiners citation of the element of claim 1 at issue failed to include the full text of the element which

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teaches "a speech recognition routine executable in the device to interpret a voice command received from the telephone and to perform actions associated with said voice command" (as now incorporated into amended dependent claim 8). White discloses providing a spoken domain or host name, not a voice command. Further, the spoken domain or host name is provided after dialing a prefix on the telephone that is recognized as requesting a telephone-to-computer voice communication. White thus teaches a dialed prefix that acts as the command followed by spoken data acted upon by the command. White does not teach a voice command that is interpreted to perform actions associated with the voice command, and therefore does not include all of the limitations of claim 8. For at least this reason, Applicants respectfully submit that claim 8 is in condition for allowance.

II. CLAIMS 12, 14, 16-18 AND 30

With regard to independent claim 12, Applicants have amended the claim in a manner similar to claim 1. Applicants have also added new dependent claim 30, which discloses the limitation, previously in claim 12, of adapting the controller to receive a voice command from the telephone and to respond to the voice command. For at least the reasons discussed above with regard to claims 1-5 and 8-11, Applicants respectfully submit that claim 12 and claims 14, 16-18 and 30 as amended, each of which depends upon claim 12, are not anticipated by White and are all in condition for allowance.

III. CLAIMS 19-24 AND 31

With regard to independent claim 19, Applicants have amended the claim to include "modulating a radio frequency (RF) carrier using the received voice data," "transmitting the RF carrier across a telephone network without signaling an off-hook condition on the telephone network," and "extracting the voice data from the modulated RF carrier." Applicants have further removed the limitation "interpreting the voice commands from the telephone" from claim 19, and added new dependent claim 31, which now recites this limitation. For at least the reasons discussed above with regard to claims 1-5 and 8-11, Applicants respectfully submit that White does not disclose, teach or suggest all of the

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limitations of claim 19 as amended, or of claims 20-24 and 31, each of which depend upon claim 19. For at least these reasons, these claims are not anticipated by White and are all in condition for allowance.

IV. CLAIMS 25-28 AND 32

With regard to claim 25, Applicants have amended the claim in a manner similar to claim 1, and have further amended the claim to describe an apparatus. Applicants have also added new dependent claim 32, which discloses the limitation, previously in claim 25, of a device adapted to interpret voice commands received from the telephone. For at least the reasons discussed above with regard to claims 1-5 and 8-11, Applicants respectfully submit that White does not disclose, teach or suggest all of the limitations of claim 25 as amended, or of amended claims 26-28 and new claim 32, each of which depends upon claim 25. For at least these reasons, these claims are not anticipated by White and are all in condition for allowance.

V. CLAIMS 5-7 AND 15

Without conceding the merits of the Examiner's arguments, Applicants have cancelled claims 5-7 and 15.

VI. CONCLUSION

In the course of the foregoing discussions, Applicants may have at times referred to claim limitations in shorthand fashion, or may have focused on a particular claim element. This discussion should not be interpreted to mean that the other limitations can be ignored or dismissed. The claims must be viewed as a whole, and each limitation of the claims must be considered when determining the patentability of the claims. Moreover, it should be understood that there may be other distinctions between the claims and the cited art which have yet to be raised, but which may be raised in the future.

Applicants respectfully request reconsideration and that a timely Notice of Allowance be issued in this case. It is believed that no extensions of time or fees are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are

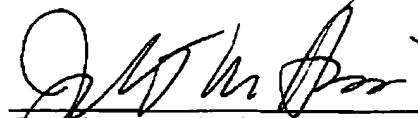
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hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required (including

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fees for net addition of claims) are hereby authorized to be charged to Hewlett-Packard Development Company's Deposit Account No. 08-2025.

Respectfully submitted,



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